**IN THE HIGHCOURT OF UTTARANCHAL AT NAINITAL**
**ORIGINAL JURISDICTION**

Dated: Nainital: the 27th day of August 2003

Bail application no. 652 **of 2003**
**Order on the bail application of the accused.**

**CRIMINAL SIDE**

Smt. Bhagwana alias Smt. Bhagwati Devi W/o Sri Inder Singh
R/o Billage-Baggar Malla, Patti-Baggar
Tehsil and district nainital. ------- Applicant/accused.

**Versus**

State of Uttaranchal. -------Opposite. Parties.

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Arising out of case crime No. 1 of 1995
U/S 302 IPC
P.S.-Patti Baggar
District-Nainital

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By the Court

**Hon'ble M.M. Ghildiyal J.**

Heard learned counsel for the applicant and learned A.G.A.

In her dying declaration recorded before the Magistrate Smt. Neema(deceased) has stated that Smt. Bhagwati Devi, applicant set her on fire by sprinkling kerosene oil on her. There is specific allegation against the applicant in the dying declaration of the deceased. Considering the facts and circumstances of the case, it is not a fit case for bail. The bail application is rejected.

27.08..2003: **(M.M. Ghildiyal J.)**
MPS